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SEP 22 2008

In re Application of
Takahashi
U.S. Patent No. 7,057,748
Application No. 09/503,482
Filed: February 14, 2000
For: Information Processing Apparatus and
Method That Determines the Presence or
Absence of a Printer Connected to a Network,
and Storage Medium Storing Program Therefor

OFFICE OF PETITIONS

Decision on Petition

The above-identified application has been forwarded to the undersigned for consideration on a request for a certificate of correction under 37 CFR 1.322 received on January 11, 2008.

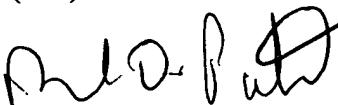
The request is dismissed.

Petitioner notes that the front page of the patent does not state "This patent issued on a continued prosecution application filed under 37 CFR 1.53(d), and is subject to the twenty year patent term provisions of 35 U.S.C. 154(a)(2)". Petitioner requests that the inconsistency be reviewed and that a Certificate of Correction be issued.

35 U.S.C. § 154(a)(as amended by the "Uruguay Round Agreements Act," enacted December 8, 1994, as part of Public Law 103-465, 108 Stat. 4809) provides that the term of a patent (other than a design patent) begins on the date the patent issues and ends on the date that is twenty years from the date on which the application for the patent was filed in the United States or, if the application contains a specific reference to an earlier filed application or applications under 35 U.S.C. 120, 121, or 365(c), twenty years from the filing date of the earliest of such application(s). This patent term provision is referred to as the "twenty-year term." See MPEP 2701.

The above-identified application was filed on February 4, 2000, which is after June 8, 1995. Applications filed after on or after June 8, 1995 are subject to the twenty year patent provisions of 35 U.S.C. 154(a)(2). While the patent did issue from an application in which a continued prosecution application was filed, it does not affect whether or not the patent is subject to the twenty year patent provisions of 35 U.S.C. 154(a)(2).

Telephone inquiries with regard to this communication should be directed to Mark O. Polutta at (571) 272-7709.



Mark O. Polutta
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Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy